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**FACSIMILE COVER LETTER**

**To:** Commissioner for Patents  
Examiner Jason T. Whipkey

**Firm:** U.S. Patent and Trademark Office  
Art Unit 2612

**Facsimile:** (571) 273-8300

**From:** William S. Frommer

**Date:** December 12, 2005

**Re:** FLH Ref No.: 450100-02913  
Serial No: 09/748,513

**Number of Pages:** 15  
(including cover page)

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PATENT  
450100-02913RECEIVED  
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DEC 12 2005

Applicant(s) : Shiro Miyagi  
 Serial No. : 09/748,513  
 Filed : December 26, 2000  
 For : DIGITAL PHOTOGRAPHING APPARATUS HAVING POSITION INFORMATION  
 CAPABILITY  
 Examiner : Jason T. Whipkey  
 Art Unit : 2612

745 Fifth Avenue  
New York, NY 10151  
Tel: 212-588-0800

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☒ No additional fee is required.  
☐ The fee has been calculated as shown below.  
☐ This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply.

## Claims as Amended

(1)	(2) Claims remaining after amendment	(3)	(4) Highest number previously paid for	(5) Present extra	(6) Rate	(7) Additional Fee
Total claims	11	Minus	** = 12	* x	\$50 (25)	= \$
Independent claims	3	Minus	*** = 3	* x	\$200 (100)	= \$
Total additional fee for this amendment						\$

- \* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.  
 \*\* If the highest number of total claims previously paid for is less than 20, write "20" in this space.  
 \*\*\* If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

- ☐ This application contains a multiple dependent claim. The required fee of \$360(180) has been previously paid ☐, or is paid herewith ☐.
- ☐ This response is being filed within the \_\_\_ month following the expiration of the term originally set therefore. This is a petition to request a \_\_\_ month extension of time. A check covering the cost of the petition is enclosed.
- ☐ A check in the amount of \$ \_\_\_ is attached, which covers the cost of ☐ additional claims ☐ petition for extension of time.
- ☐ Charge \$ \_\_\_ to Deposit Account No. 50-0320.
- ☒ Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

## FACSIMILE

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 Trademark Office on the date shown below

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 Type or print name of  
 Person signing certification

[Signature]  
 Signature

December 12, 2005

Date of Signature

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP  
 Attorneys for Applicants

By: [Signature]

William S. Frommer  
 Reg. No. 25,506  
 Tel: 212-588-0800

00331099

PATENT  
450100-02913**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Shiro Miyagi  
Serial No. : 09/748,513  
Filed : December 26, 2000  
For : DIGITAL PHOTOGRAPHING APPARATUS HAVING  
POSITION INFORMATION CAPABILITY  
Examiner : Whipkey, Jason T  
Art Unit : 2612  
Confirmation No. : 4108

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Patent and Trademark Office on the date shown below.

Barnet S. Hindman  
Type or print name of  
person signing certification  
Paul B. Hill  
Signature

December 12, 2005

Date of Signature

**AMENDMENT UNDER 37 C.F.R. § 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated September 12, 2005, Applicant hereby  
respectfully requests the Examiner to amend this application as follows.

PATENT  
450100-02913

**Amendments to the Claims** are reflected in the listing of claims, which begins  
on page 3 of this paper.

**Remarks/Arguments** begin on page 10 of this paper.